

support of the ward), the chief attorneys are authorized to accept bonds with at least two personal sureties upon receipt of definite evidence that each such surety owns property, over and above all liens and incumbrances, at least equal to the penal sum of the bond and qualifies in accordance with the requirements of the state law in which the guardianship is pending. In such instances, and those wherein the court declines to require a corporate surety bond, the fiduciary will be required to furnish with each accounting definite evidence as to the financial status of the personal sureties and, where any question arises as to the ability of such personal sureties to meet any probable liability, the chief attorneys will investigate their responsibility and will promptly authorize suspension of payment as provided in paragraph 5363 (A); until satisfied that the personal sureties are responsible, as provided herein. If such an investigation discloses that the personal sureties do not meet the requirements stated herein, corporate surety bonds will be secured if possible. Additional or increased bonds will be required at each accounting period commensurate with the value of the estate and the chief attorneys will be responsible for seeing that action is taken with the court to assure that adequate bond with good surety or sureties is in effect. (May 6, 1936.)

[SEAL]

FRANK T. HINES,
Administrator of Veterans Affairs.

[F. R. Doc. 582—Filed, May 6, 1936; 11:23 a. m.]

Friday, May 8, 1936

No. 40

DEPARTMENT OF AGRICULTURE.

Agricultural Adjustment Administration.

1936 AGRICULTURAL CONSERVATION PROGRAM—NORTH CENTRAL REGION

BULLETIN NO. 1A

Pursuant to the authority vested in the Secretary of Agriculture under Section 8 of the Soil Conservation and Domestic Allotment Act, North Central Region Bulletin No. 1, Revised, is hereby amended as follows:

PART I. *Definitions* is amended by the addition of the following definitions:

Area "A" means the area included in the following counties of Nebraska and South Dakota, respectively, which is neither irrigated nor sub-irrigated. *Nebraska*: Adams, Antelope, Arthur, Banner, Blaine, Boone, Boyd, Box Butte, Brown, Buffalo, Chase, Cherry, Cheyenne, Clay, Custer, Dawes, Dawson, Deuel, Dundy, Fillmore, Franklin, Frontier, Furnas, Garden, Garfield, Gosper, Grant, Greeley, Hall, Hamilton, Harlan, Hayes, Hitchcock, Holt, Hooker, Howard, Jefferson, Kearney, Keith, Kearney, Kimball, Lincoln, Logan, Loup, McPherson, Merrick, Morrill, Nance, Nuckolls, Perkins, Phelps, Red Willow, Rock, Saline, Scotts Bluff, Sheridan, Sherman, Sioux, Thayer, Thomas, Valley, Webster, Wheeler, York. *South Dakota*: Armstrong, Aurora, Beadle, Bennett, Brown, Brule, Butte, Buffalo, Campbell, Charles Mix, Clark, Corson, Custer, Davison, Day, Dewey, Douglas, Edmunds, Fall River, Faulk, Gregory, Haakon, Hand, Hanson, Harding, Hughes, Hyde, Jackson, Jerard, Jones, Kingsbury, Lawrence, Lyman, Marshall, McPherson, Meade, Nellette, Niner, Pennington, Perkins, Potter, Sanborn, Shannon, Spink, Stanley, Sully, Todd, Tripp, Walworth, Washabaugh, Washington, Ziebach.

Area "B" means the area included in the following counties of Missouri: Butler, Dunklin, Mississippi, New Madrid, Pemiscot, Ripley, Scott, and Stoddard.

Area "C" means the area included in the following counties of Missouri: Howell, Oregon, Ozark, and Taney.

PART III. *Establishment of bases*.—Section 3 (a) is amended to read as follows:

(a) *Cotton and Tobacco*: The County Committee may recommend for approval by the Secretary, as part of the total soil depleting base, a cotton soil depleting base and a tobacco soil depleting base. Any such bases shall be equal to the acreages which were established for such farm under the procedure for adjustment programs for 1936, or which could have been established under such procedure, except that any cigar leaf tobacco bases shall be an acreage equal to one-half the sum of the following acreages: (1) the 1935 harvested cigar leaf tobacco acreage; (2) the 1935 cigar leaf tobacco base acreage which was established, or which could have been established under the

procedure for the 1935 cigar leaf tobacco adjustment program; and (3) the cigar leaf tobacco contracted acreage on farms on which a 1935 cigar leaf tobacco base was established under the 1935 cigar leaf tobacco adjustment program. The bases so determined shall be subject to the following adjustments.

PART III. *Establishment of bases*.—Item I of Section 3 (b) is amended to read as follows:

(1) The sugar beet soil depleting base shall be equal to the number of acres used for the growing of sugar beets in 1936 not in excess of the total soil depleting base less the sum of any cotton and tobacco soil depleting bases.

PART IV. *Classification of crops* is amended to read as follows:

PART IV. *Classification of crops*.—Farm land when devoted to the crops and uses indicated hereinafter shall be classified as follows, except for such additions or modifications as may be recommended by the State Committee, or the Agricultural Adjustment Administration and approved by the Secretary. If any acreage of non-crop land is used for the production of soil-depleting crops, the acreage used for the production of soil-conserving crops on crop land shall be the total acreage used for the production of soil-conserving crops on crop land less the acreage used for the production of soil-depleting crops on non-crop land. If any acreage on the farm is used for the production of interplanted crops, the actual acreage of each interplanted crop shall be classified in accordance with the following classification.

Section 1. *Soil-Depleting Crops*.—Land devoted to any of the following crops shall be regarded as used for the production of a soil-depleting crop for the year in which such crop is normally harvested, unless otherwise provided:

- (a) Corn (field, sweet, broom, and popcorn).
- (b) Cotton.
- (c) Tobacco.
- (d) Potatoes.
- (e) Rice.
- (f) Sugar beets.
- (g) Hemp.
- (h) Cultivated sunflowers.
- (i) Melons, strawberries, sweet potatoes, and other truck and vegetable crops.
- (j) Grain sorghums and sweet sorghums.
- (k) Wheat, oats, barley, rye, buckwheat, flax, rape, emmer, speltz, and grain mixtures harvested for grain or hay. All other uses of such crops except as otherwise specified in Section 2 of Part IV.
- (l) Millet and sudan grass harvested for hay or seed. All other uses of such grasses except as otherwise specified in Section 2 of Part IV.
- (m) Soybeans, field beans, cowpeas, and field peas. All uses of such legumes except as otherwise specified in Section 2 of Part IV.
- (n) Idle crop land in 1936, unless otherwise recommended by the State Committee or the Agricultural Adjustment Administration and approved by the Secretary, shall be regarded as used for the production of a soil depleting crop.
- (o) Summer fallow in 1936, except as otherwise specified in Section 2 of Part IV.

Section 2. *Soil-Conserving Crops*.—Land devoted to any of the following crops shall be regarded as used for the production of a soil-conserving crop, except that any land from which a soil-depleting crop is harvested in the same year shall be regarded as used for the production of a soil-depleting crop in such year, unless otherwise provided:

- (a) *Perennial grasses*.—Bluegrass, dallis, timothy, redtop, orchard grass, bermuda grass, carpet grass, bromegrass, crested wheat grass, slender wheat grass, western wheat grass, grama grasses, buffalo grass, canary grass, bluestem grasses, Koeleria, perennial ryegrass, meadow fescue, and grain mixtures, with or without such nurse crops as rye, oats, wheat, barley, or grain mixtures, when such nurse crops are clipped green or pastured sufficiently to prevent grain formation.
- (b) *Annual Legumes For All Areas Except Area "B"*.—Vetch, winter peas, bur clover, crimson clover, crotolaria, annual lespedeza, and annual sweet clover (Hubam), with or without such nurse crops as rye, oats, wheat, barley, or grain mixtures, when such nurse crops are clipped green or pastured sufficiently to prevent grain formation.
- (c) *Annual Legumes For Area "B"*.—Vetch, winter peas, bur clover, crimson clover, soybeans unless harvested for crushing, cowpeas, velvet beans, crotolaria, annual lespedeza, and annual sweet clover (Hubam), with or without such nurse crops as rye, oats, wheat, barley, or grain mixtures, when such nurse crops are clipped green or pastured sufficiently to prevent grain formation.
- (d) *Biennial Legumes*.—Sweet, red, alsike, and mammoth clovers, with or without such nurse crops as rye, oats, wheat, barley, or grain mixtures, when such nurse crops are clipped green or pastured sufficiently to prevent grain formation.
- (e) *Perennial Legumes*.—Alfalfa, Kudsu, sericea, and white clover, with or without such nurse crops as rye, oats, wheat, barley, or grain mixtures, when such nurse crops are clipped green or pastured sufficiently to prevent grain formation.
- (f) *Green Manure Crops*.—Wheat, oats, barley, rye, buckwheat, flax, rape, emmer, speltz, and grain mixtures, whether pastured or not, plowed under as green manure before June

15, 1936, and followed by a legume seeded without a nurse crop before September 1, 1936.

(g) *Cover Crops in Orchards and Vineyards*.—Rye, oats, barley, annual grasses, mixtures of these or mixtures of any of these with legumes seeded as a winter cover crop on crop land in orchards and vineyards and plowed or disced under between March 1, 1936, and July 1, 1936, inclusive, provided, the crop is not pastured or harvested for grain or hay.

(h) *Forest Trees*.—Forest trees planted on crop land since January 1, 1934.

(i) *Summer Fallow*.—The acreage summer fallowed and followed by a legume seeded without a nurse crop before September 1, 1936.

(j) *Weed Control*.—Any acreage of crop land in 1936 clean cultivated or treated with a chlorate solution for the eradication of such of the following perennial noxious weeds as are designated by the State Committee, shall be regarded as used for the production of soil-conserving crops: Bindweed or wild morning-glory (*Convolvulus Arvensis*), leafy spurge (*Euphorbia Esula*), Russian knapweed (*Centaurea Repens*), Canada thistle (*Cirsium Arvense*), hoary cress or perennial peppergrass (*Lepidium Draba*), perennial sowthistle (*Sonchus Arvensis*), horse nettle (*Solanum Carolinense*), quackgrass (*Agropyron Repens*), silver-leaved poverty weed or white weed (*Eranteria Discolor*); PROVIDED: (1) The county committee has determined after inspection and prior to the date of first cultivation or first application of a chlorate solution, that perennial noxious weeds existed to such an extent as to have constituted a menace upon the farm; (2) Written approval of the practice of clean cultivation or treatment with a chlorate solution for perennial noxious weed control in the area so infested was obtained from the county committee prior to the date of first cultivation or first treatment with a chlorate solution; (3) Such clean cultivation completely prevented the growth of noxious weeds on the acreage upon which such practice was followed, or that a sufficient amount of a chlorate solution was applied to the infested area by June 15, 1936, to eradicate growth during the growing season, and that such noxious weed control measures were practiced on the remainder of the farm as prevented the ripening of seeds and further infestation of such perennial noxious weeds as are designated by the State Committee; (4) The acreage of crop land devoted to clean cultivation for noxious perennial weed control on any farm that shall be regarded as used for the production of soil-conserving crops for the purpose of soil-conserving payments shall not be in excess of 7½ percent of the total soil-depleting base.

(k) *For Area "A"*.—Sudan grass pastured or left on the ground and not harvested for hay or seed.

(l) *For Area "A"*.—Rye used as a nurse crop for seeded or volunteer perennial grasses and not pastured or harvested for grain or hay.

(m) *For Area "A"*.—(1) The acreage of crop land in strips of fallow cultivated sufficiently to prevent weed growth and conserve moisture, such strips to be not more than 15 rods in width, running at right angles to the prevailing wind with intervening strips of approximately the same width of stubble or crops, and (2) the acreage of crop land in fields of fallow cultivated sufficiently to prevent weed growth and conserve moisture, and so that the surface of the soil is left ridged and rough with dead stubble and plant growth left on or near the surface to prevent erosion, shall be regarded as used for the production of soil-conserving crops.

(n) *For Area "B"*.—Rye, barley, oats, and small grain mixtures, seeded in the fall of 1935, not pastured after March 15, 1936, turned under as green manure before June 15, 1936, if no soil-depleting crop is planted for harvest in 1936.

SECTION 3. Neutral Uses.—Land devoted to the following uses shall be regarded as not used for the production of soil-depleting crop or a soil-conserving crop, unless otherwise provided:

(a) Vineyards, orchards, production of small fruits or nuts, whether or not such orchards have reached bearing age on January 1, 1936.

(b) Roads, lanes, lots, yards, and other non-crop land.

(c) Wood land other than crop land planted to forest trees since January 1, 1934.

(d) Idle crop land in 1935 unless such crop land was left idle in 1935 because of unusual weather conditions and is reclassified.

PART V. Miscellaneous provisions.—The first sentence of Section 3 (a) is amended to read as follows:

(a) All payments made with respect to a farm, except as provided in item (d) of this Section 3, shall be divided among owners, share-tenants, and share-croppers in the same proportion as the principal soil-depleting crop, or the proceeds thereof, is divided under their lease or operating agreement.

PART V. Miscellaneous provisions.—Section 3 is amended by the addition of item (d):

(d) On farms in Areas "B" and "C" on which cotton is grown in 1936 and which have a cotton base, the division of all payments among owners, share-tenants, and share-croppers shall be as follows:

(1) *Soil-Conserving Payment.*—The soil-conserving payment shall be divided as follows: (a) 37½ percent to the person who

furnishes the land; (b) 12½ percent to the owner, share-tenant, or share-cropper who furnishes the workstock and equipment; (c) 50 percent to be divided among the persons who are parties to the lease or operating agreement in the proportion that such persons are entitled to share in 1936 in these soil-depleting crops, or the proceeds thereof, with respect to which the soil-conserving payment is made.

(2) *Soil-Building Payment.*—The soil-building payment shall be made to the eligible owner, share-tenant, or share-cropper who the county committee determines under instructions issued by the Secretary, has incurred the expense in 1936 with respect to the soil-building practices; where two or more persons are thus determined by the county committee to have incurred the expense in 1936 with respect to the soil-building practices, the soil-building payments shall be divided equally between them.

In testimony whereof, H. A. Wallace, Secretary of Agriculture, has hereunto set his hand and caused the official seal of the Department of Agriculture to be affixed in the City of Washington, District of Columbia, this 2nd day of May 1936.

[SEAL]

H. A. WALLACE,
Secretary of Agriculture.

[F. R. Doc. 595.—Filed, May 7, 1936; 1:03 p. m.]

1936 AGRICULTURAL CONSERVATION PROGRAM—NORTH CENTRAL REGION

BULLETIN NO. 2, REVISED

Pursuant to the authority vested in the Secretary of Agriculture under Section 8 of the Soil Conservation and Domestic Allotment Act, payments will be made in connection with the effectuation of the purposes of Section 7 (a) of said Act for 1936 and in accordance with the provisions of Section 1 of Part II of N. C. R. Bulletin No. 1, revised (which revises and supersedes N. C. R. Bulletin No. 1) as hereinafter set forth. North Central Region Bulletin No. 2, Revised, supersedes North Central Region Bulletin No. 2.

The soil building practice listed herein shall be carried out in accordance with good farming practice, using such methods and such kinds and quantities of seeds, trees, and other materials as conform to good farming practice. Soil building payments for any practice hereinafter set forth will not be made with respect to any acreage on the farm for which all or any portion of the labor, seed, or materials used for such practice are furnished free or paid for by any State or Federal agency. A good stand will constitute proof of performance unless the Secretary approves other proofs of performance.

Practices and conditions—Payments per acre

(A) NEW SEEDINGS OF LEGUMES

Growing of any of the following legumes on cropland in 1936 when seeded between October 1, 1935, and September 30, 1936, inclusive:

1. Alfalfa, sericea: \$2.00.
2. Red clover, mammoth clover: \$1.50.
3. Alsike clover, sweet clover, white clover, Korean lespedeza, vetch, crimson clover, annual sweet clover (Hubam): \$1.00.
4. Legume mixtures or mixtures of legumes and the perennial grasses listed under (b) "New Seedings of Perennial Grasses" which contain 50 percent or more of alfalfa, sericea, red clover, or any two or more of these legumes: \$1.50.
5. Legume mixtures or mixtures of legumes and the perennial grasses listed under (b) "New Seedings of Perennial Grasses" which contain 50 percent or more of alsike clover, sweet clover, white clover, Korean lespedeza, vetch, crimson clover, and any two or more of these legumes: \$1.00.

(B) NEW SEEDINGS OF PERENNIAL GRASSES

Growing of any of the following grasses on crop land or on non-crop pasture land in 1936 when seeded between October 1, 1935, and September 30, 1936, inclusive:

1. Crested wheat grass: \$3.00.
2. Bluegrass (Kentucky and Canadian): \$2.00.

If non-leguminous hay and pasture grasses, such as timothy, are seeded with a legume or legume mixture they must be in addition to the normal quantities of these legume seeds used when such legumes are seeded without the addition of non-leguminous hay and pasture grass seeds.

3. Bromegrass, orchard grass, slender wheat grass, and western wheat grass, or mixtures of two or more of these grasses. Reed canary grass when seeded on low wet lands not adapted to other types of grasses. Permanent pasture mixtures of grasses or grasses and legumes containing at least 40 percent of bluegrass or crested wheat grass: \$1.50.
4. Permanent pasture mixtures of grasses or grasses and legumes containing at least 40 percent of bromegrass or orchard grass or slender wheat grass or western wheat grass, or mixtures of two or more of these grasses, or reed canary grass when seeded on low wet lands not adapted to other types of grasses: \$1.25.
5. Redtop or permanent pasture mixtures of grasses or grasses and legumes containing at least 40 percent of redtop: \$0.75.

(C) LEGUMES FOR GREEN MANURE

Plowing under as green manure between January 1, 1936, and September 30, 1936, inclusive, any of the following crops grown on crop land:

1. Soybeans, cowpeas, and Canadian field peas, if the entire growth is plowed under: \$1.50.

(D) GREEN MANURE CROP FOLLOWING TRUCK CROPS

Plowing or discing under as green manure between January 1, 1936, and September 30, 1936, inclusive, of any of the following crops grown on crop land, provided that the crop has attained at least two months' growth:

1. Rye, oats, barley, annual grasses, or mixtures of any of these with legumes, seeded following the harvesting of any commercial truck crop, including potatoes and sweet potatoes: \$1.00.

(E) COVER CROPS IN ORCHARDS AND VINEYARDS

Plowing or discing under between March 1, 1936, and July 1, 1936, inclusive, of any of the following winter cover crops on crop land in orchards and vineyards, provided that the crop is not pastured or harvested for grain or hay:

1. Rye, oats, barley, annual grasses, mixtures of these or mixtures of any of these with legumes: \$1.00.

(F) LIMESTONE

Application on crop land or non-crop pasture land between January 1, 1936, and September 30, 1936, inclusive, of the following minimum amounts of ground limestone per acre:

1. Two tons of ground limestone or its equivalent*: \$2.50.
2. One ton of ground limestone or its equivalent* in areas designated by the State Committee: \$1.25.
3. 500 pounds of finely ground limestone on crop land with new seedlings of legumes*: \$1.00.
4. 1,000 pounds of finely ground limestone on pasture*: \$2.00.

(G) PHOSPHATES

Application between January 1, 1936, and September 30, 1936, inclusive, on crop land used for the growing of legumes or grasses and from which crop land no soil depleting crop is harvested in 1936, or planted for harvest in 1937, or on non-crop pasture land, the following minimum amounts of phosphate materials per acre:

1. 200 pounds of 16 percent superphosphate or its equivalent*: \$1.50.
2. 300 pounds of 16 percent superphosphate or its equivalent*: \$2.25.
3. 500 pounds of rock phosphate or basic slag: \$2.25.

(H) POTASH

Application between January 1, 1936, and September 30, 1936, inclusive, in such areas as are designated by the State Committee, on crop land used for the growing of legumes or grasses and from which crop land no soil depleting crop is harvested in 1936, or planted for harvest in 1937, or on non-crop pasture land, the

*Ground limestone is a product obtained by grinding calcareous or dolomitic limestone not less than 90 percent of which should pass a 10-mesh sieve. It should contain calcium and magnesium carbonates equivalent to not less than 90 percent of calcium carbonate. Quantities of other calcareous substances equivalent to one ton of ground lime are: Hydrated lime, 1,000 pounds; and marl, two cubic yards. Other calcareous materials may be substituted for ground limestone provided the State Committee establishes for each such substitute a minimum application which shall be equivalent to the specified minimum application of ground limestone.

*Finely ground limestone is a product obtained by grinding calcareous or dolomitic limestone not less than 90 percent of which should pass a 30-mesh sieve. It should contain calcium and magnesium carbonates equivalent to not less than 90 percent of calcium carbonate.

*16 percent superphosphate shall contain 16 percent by weight of available phosphoric acid. Other phosphates may be substituted for 16 percent superphosphate, provided that the quantity of such substitute applied shall contain not less than the quantity by weight of available phosphoric acid contained in the specified quantity of 16 percent superphosphate.

following minimum amounts of 50 percent muriate of potash or its equivalent per acre:

1. 100 pounds of 50 percent muriate of potash: \$1.00.

(I) GYPSUM

Application between January 1, 1936, and September 30, 1936, inclusive, in such areas as are designated by the State Committee, on crop land used for the growing of legumes and from which crop land no soil depleting crop is harvested in 1936, or planted for harvest in 1937, the following minimum amounts of gypsum per acre:

1. 200 pounds of gypsum: \$1.50.

(J) PLANTING OF FOREST TREES

Planting of forest trees on crop land or noncrop pasture land between January 1, 1936, and September 30, 1936, inclusive. Such plantings are to be in accord with State Forestry recommendations: \$5.00.

(K) RYE

For Area "A", growing in 1936 of rye as a nurse crop for seeded or volunteer perennial grasses when seeded between October 1, 1935, and September 30, 1936, inclusive, and not pastured or harvested for grain or hay: \$0.30.

(L) STRIP FALLOW

For Area "A", cultivation of fallow, in strips not more than 15 rods in width, running at right angles to the prevailing wind, sufficiently to prevent weed growth and conserve moisture:

1. With intervening strips of approximately the same width used for the production of crops which may be harvested: \$0.50 per acre for the acreage in the field strip fallowed.
2. With intervening strips of approximately the same width of stubble left uncultivated in 1936: \$0.75 per acre for the acreage in the field strip fallowed.

(M) TERRACING

Terracing in such areas and in such manner as are designated by the State Committee. No payment will be made for terracing unless, (1) the County Committee after inspection has determined the acreage on the farm upon which terracing was practicable (2) the County Committee has approved in writing the terracing of such acreage: \$0.40 per hundred feet in the terrace, not in excess of \$2.00 per acre.

In testimony whereof, H. A. Wallace, Secretary of Agriculture, has hereunto set his hand and caused the official seal of the Department of Agriculture to be affixed in the city of Washington, District of Columbia, this 2nd day of May 1936.

[SEAL]

H. A. WALLACE,
Secretary of Agriculture.

[F. R. Doc. 594—Filed, May 7, 1936; 1:02 p. m.]

NOTICE OF HEARING WITH RESPECT TO A PROPOSAL TO AMEND ORDER NO. 5 REGULATING THE HANDLING OF MILK IN THE FALL RIVER, MASSACHUSETTS, MARKETING AREA, AND WITH RESPECT TO A PROPOSAL TO AMEND THE MARKETING AGREEMENT TENTATIVELY APPROVED APRIL 3, 1936

Whereas, pursuant to Title I of the Agricultural Adjustment Act, approved May 12, 1933, as amended, hereinafter called the act, the Secretary of Agriculture, hereinafter called the Secretary, issued an order regulating the handling of milk in the Fall River, Massachusetts, Marketing Area, effective 12:01 a. m., E. S. T., May 1, 1936; and

Whereas, the Secretary tentatively approved the marketing agreement regulating the handling of milk in the said marketing area on April 3, 1936; and

Whereas, the Secretary has reason to believe that an amendment should be made to said order and said marketing agreement; and

Whereas, under the act, notice of hearing is required in connection with a proposal to amend an order, and the General Regulations, Series A, No. 1, as amended, of the United States Department of Agriculture, Agricultural Adjustment Administration, provide for notice and opportunity for hearing upon marketing agreements and orders;

*50 percent muriate of potash shall contain not less than 50 percent by weight of water soluble potash. Other materials containing potash may be substituted for 50 percent muriate of potash, provided that the quantity of such substitute applied shall contain not less than the quantity by weight of water soluble potash contained in 100 pounds of 50 percent muriate of potash.

Now, Therefore, pursuant to the act and the general regulations, notice is hereby given of a hearing to be held on a proposal to amend the order regulating the handling of milk in the Fall River, Massachusetts, Marketing Area and the tentatively approved marketing agreement regulating the handling of milk in the Fall River, Massachusetts, Marketing Area, at 615 Palmer Street, Fall River, Massachusetts, on May 11, 1936, at 9:30 a. m., eastern standard time.

This public hearing is for the purpose of receiving evidence as to the necessity for (1) reducing the Class 1 price, set forth in paragraph 1 of section 1 of Article IV, by 8 cents per hundredweight, (2) deleting the words "charity hospital cases and" from paragraph 2 of section 1 of Article IV, (3) modifying the base rating provisions in Article VII, and (4) changing any other provisions of said order and agreement.

Copies of the proposal to amend the order and the marketing agreement may be inspected in or procured from the Office of the Hearing Clerk, Room 4725, South Building, United States Department of Agriculture, Washington, D. C.

[SEAL]

R. G. TUGWELL,
Acting Secretary of Agriculture.

DATED: May 7, 1936,
Washington, D. C.

[F. R. Doc. 593—Filed, May 7, 1936; 1:02 p. m.]

DEPARTMENT OF COMMERCE.

Bureau of Air Commerce.

SPECIAL AIR TRAFFIC RULE

MAY 4, 1936.

Pursuant to Section 3 (e) of the Air Commerce Act of 1926, as amended, the following Special Air Traffic Rule is promulgated for the navigation and protection of aircraft during the period of the flight of the German zeppelin Von Hindenburg, due to arrive at Lakehurst, N. J., on or about May 9, 1936.

Effective during the period of the flight of the dirigible Von Hindenburg within the territory of the United States, private and commercial aircraft shall not be flown in closer proximity than one (1) mile to the dirigible Von Hindenburg when it is in flight, and one-half (½) mile when it is moored.

DANIEL C. ROPER,
Secretary of Commerce.

[F. R. Doc. 603—Filed, May 7, 1936; 2:22 p. m.]

FEDERAL HOUSING ADMINISTRATION.

AMENDMENTS TO ADMINISTRATIVE RULES FOR MUTUAL MORTGAGE INSURANCE UNDER TITLE II OF THE NATIONAL HOUSING ACT

The Administrative Rules of the Federal Housing Administrator for Mutual Mortgage Insurance, issued under Title II of the National Housing Act on June 24, 1935, are hereby amended as follows:

1. Section 2, subsection 3 of such rules is hereby amended to read:

The application must be accompanied by the approved mortgagee's check for a sum computed at a rate of three dollars (\$3) per thousand dollars (\$1,000) of the original principal amount of the mortgage loan to be insured, to cover the costs of appraisal by the Administrator, but in no case shall such sum be less than ten dollars (\$10). If an application is refused without an appraisal being made by the Administrator, the fee will be returned to the applicant.

2. Section 3, subsection 12 of such rules is hereby amended to read:

The mortgagee may charge the mortgagor an initial service charge to reimburse itself for the cost of closing the transaction. Such charge shall not exceed one per centum (1%) of the original principal amount of a mortgage covering existing construction and shall not exceed two and one-half per centum (2½%) of the

original principal amount of a mortgage covering property under construction or to be constructed; provided that the mortgagee may make a minimum charge of twenty dollars (\$20) in the case of mortgages covering existing construction and a minimum charge of fifty dollars (\$50) in the case of mortgages covering properties under construction or to be constructed.

The foregoing amendments are effective as to all applications by mortgagees for mutual mortgage insurance dated on or after May 20, 1936.

Issued at Washington, D. C., May 1, 1936.

STEWART McDONALD,
Federal Housing Administrator.

[F. R. Doc. 592—Filed, May 7, 1936; 9:44 a. m.]

INTERSTATE COMMERCE COMMISSION.

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 28th day of April A. D. 1936.

IN THE MATTER OF APPLICATIONS UNDER SECTIONS 206 AND 209, MOTOR CARRIER ACT, 1935, FOR SUBSTITUTION OF PROSPECTIVE PURCHASER IN LIEU OF APPLICANT

The matter of applications under the above title being under consideration:

It is ordered, That applications under Sections 206 and 209, Motor Carrier Act, 1935, for substitution of prospective purchaser in lieu of applicant, shall be in the form and contain the information called for in the form of application attached hereto and made a part hereof.

It is further ordered, That the verified original application and two copies thereof shall be filed with this Commission, and that one copy shall be delivered, in person or by registered mail, to the Board, Commission, or official of each state in which each of the applicants operate (or to the Governor where there is no Board, Commission, or official) having authority to regulate the business of transportation by motor vehicle.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, Secretary.

Form BMC-26

APPLICATION FOR SUBSTITUTION OF PROSPECTIVE PURCHASER IN LIEU OF APPLICANT

BEFORE THE INTERSTATE COMMERCE COMMISSION

Docket No. BMC-FC

(Do not fill in)

Application of _____ and _____
(Seller) (Purchaser)

To substitute _____
(Purchaser)

As applicant for _____
(State whether Certificate or Permit)

Issuable under Application No. _____

To the Interstate Commerce Commission, Washington, D. C.:

Applicants state:

I. That full and correct name of seller is _____

Business address _____
(Street and number) (City)

(County) (State)

II. That said seller has filed an application Numbered _____ for _____ issuable under the provisions of the Motor Carrier Act, 1935.

III. That the number of vehicles in revenue service of the seller on _____ was as follows:
(Date of Agreement of Transfer)

| | |
|---------------------|-------|
| Busses | _____ |
| Sedans | _____ |
| Trucks | _____ |
| Tractors | _____ |
| Semi-trailers | _____ |
| Two-wheel Trailers | _____ |
| Four-wheel Trailers | _____ |
| Other | _____ |
| Total | _____ |

IV. That full and correct name of purchaser is _____
 Business address _____
 (Street and number) (City)
 (County) (State)

V. That the number of vehicles in revenue service of the purchaser on _____ was as follows:
 (Date of Agreement of Transfer)

Busses _____
 Sedans _____
 Trucks _____
 Tractors _____
 Semi-trailers _____
 Two-wheel Trailers _____
 Four-wheel Trailers _____
 Other _____
 Total _____

VI. That said purchaser represents that he (it) is neither a carrier nor a person controlling or controlled by a motor, rail, express, or water carrier, as defined by the Motor Carrier Act, 1935; or

That said purchaser is a carrier or person controlling or controlled by a motor, rail, express, or water carrier, as defined by the Motor Carrier Act, 1935 (Explain fully; see Note 2):

VII. That said purchaser, being desirous of purchasing such rights as may subsequently accrue to the said seller by virtue of the filing of said application No. _____, hereby joins in this application, and prays for substitution in the place and stead, and as successor in interest, of the said seller and further requests that he be considered as the applicant in place and stead of said seller.

Dated this _____ day of _____, 193__.

(Seller)

(Purchaser)

VERIFICATION

STATE OF _____,
 County of _____, ss:

_____, being first duly sworn, says that he is the seller joining in the execution of the foregoing application, and that the facts stated therein are true and correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____, 193__.

[SEAL]

Notary Public.

My commission expires _____.

STATE OF _____,
 County of _____, ss:

_____, being duly sworn, says that he is the purchaser joining in the execution of the foregoing application, and that the facts stated therein are true and correct to the best of his knowledge and belief.

Subscribed and sworn to before me, this _____ day of _____, 193__.

[SEAL]

Notary Public.

My commission expires _____.

CERTIFICATE OF SERVICE

I, _____, do hereby certify that upon the _____ day of _____, 193__, I served the foregoing application upon the Boards, Commissions, or officials (or the Governor where there is no Board, Commission, or official) of the States of _____ in which States the purchaser and/or seller operate, by delivering in person (or mailing by registered mail) a true, correct, and complete copy of this application to each thereof.

(Purchaser)

NOTES

1. There shall be filed with the Secretary of the Commission at Washington, D. C., the original and two copies of this application and one copy shall be delivered in person or by registered mail to the Board, Commission, or official of each State in which the purchaser and/or seller operate (or to the Governor where there is no Board, Commission, or official) having authority to regulate the business of transportation by motor vehicle. Each copy shall conform in all respects to the original and shall be complete in itself except that the signatures in the copies may be stamped or typed and notarial seal omitted.

2. *Affiliate*.—A person shall be held to be affiliated with a carrier if, by reason of the relationship of such person to such carrier (whether by reason of the method of, or circumstances surrounding organization or operation, or whether established through common directors, officers, or stockholders, a voting trust or trusts, a holding or investment company or companies, or any other direct or indirect means), it is reasonable to believe that the affairs of any carrier of which control may be acquired by such person will be managed in the interest of such other carrier.

[F. R. Doc. 591—Filed, May 6, 1936; 2:47 p. m.]

Saturday, May 9, 1936

No. 41

PRESIDENT OF THE UNITED STATES.

EXECUTIVE ORDER

AMENDMENT OF EXECUTIVE ORDER NO. 6964 OF FEBRUARY 5, 1935,
 WITHDRAWING ALL PUBLIC LAND IN CERTAIN STATES

By virtue of and pursuant to the authority vested in me by the act of June 25, 1910, ch. 421, 36 Stat. 847, as amended by the act of August 24, 1912, ch. 369, 37 Stat. 497, it is ordered that Executive Order No. 6964 of February 5, 1935, withdrawing all public land in certain States, be, and it is hereby, amended so as to permit, subject to valid existing rights, the exchange under section 8, the sale under section 14, and the leasing under section 15 of the act of June 28, 1934, ch. 365, 48 Stat. 1269, of any lands covered by the said order which the Secretary of the Interior shall determine to be properly subject to such exchange, sale, or lease and not needed for any public purpose.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,
 May 6, 1936.

[No. 7363]

[F. R. Doc. 612—Filed, May 8, 1936; 10:16 a. m.]

EXECUTIVE ORDER

ENLARGING CHARLES SHELDON WILDLIFE REFUGE

Nevada

By virtue of and pursuant to the authority vested in me by the Act of June 25, 1910, c. 421, 36 Stat. 847, as amended by the Act of August 24, 1912, c. 369, 37 Stat. 497, and as President of the United States, and in order to effectuate further the purposes of the Migratory Bird Conservation Act (45 Stat. 1222), it is ordered that, subject to valid existing rights, all the public lands of the United States in the following-described area be, and they are hereby, withdrawn from settlement, location, sale, entry, or other form of appropriation and reserved and set apart for the use of the Department of Agriculture as an addition to the existing Charles Sheldon Wildlife Refuge, established by Executive Order No. 5540 of January 26, 1931:

MOUNT DIABLO MEXIDIAN

T. 45 N., R. 21 E., secs. 6, 7, and 18.
 T. 46 N., R. 21 E., secs. 19, 30, and 31.

The reservation made by this order supersedes as to the above-described lands the temporary withdrawal for classification and other purposes made by Executive Order No. 6910 of November 26, 1934, as amended.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,
 May 6, 1936.

[No. 7364]

[F. R. Doc. 613—Filed, May 8, 1936; 10:16 a. m.]

